

Efrem Schwalb  
KOFFSKY SCHWALB LLC  
500 Seventh Avenue, 8<sup>th</sup> Floor  
New York, New York 10018  
Tel.: 646-553-1590  
Email: eschwalb@koffskyschwalb.com  
*Special Counsel for Debtor*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re:**

**Chapter 11**

**All Year Holdings Limited,**

**Case No. 21-12051-mg**

**Debtor.**

**MONTHLY FEE STATEMENT OF KOFFSKY SCHWALB LLC  
FOR COMPENSATION FOR SERVICES RENDERED AND REIMBURSEMENT  
OF EXPENSE INCURRED AS ATTORNEYS FOR THE PARENT DEBTOR  
FOR THE PERIOD FROM SEPTEMBER 1 THROUGH SEPTEMBER 30, 2022**

<b>Name of Applicant:</b>	Koffsky Schwalb LLC, attorneys for All Year Holdings Limited (the “Parent Debtor”)
<b>Date of Retention:</b>	May 27, 2022 <i>nunc pro tunc</i> to Dec. 14, 2021
<b>Period for Which Fees and Expenses are Incurred:</b>	Sept. 1, 2022 through Sept. 30, 2022
<b>Monthly Fees Incurred:</b>	\$32,625.00
<b>Less 20% Percent Holdback:</b>	\$6,525.00
<b>Monthly Expenses Incurred:</b>	\$12,803.90
<b>Total Fees and Expenses Due:</b>	\$45,428.90
<b>This is a</b>	<u>X</u> Monthly ___ Interim ___ Final Fee Application

**SUMMARY OF MONTHLY FEE STATEMENT OF  
KOFFSKY SCHWALB LLC. FOR SERVICES RENDERED  
FOR THE PERIOD FROM SEPTEMBER 1, 2022 THROUGH SEPTEMBER 30, 2022**

<b>Name of Professional Partners, Counsel, and Legal Assistant</b>	<b>Department</b>	<b>Year Admitted</b>	<b>Hourly Rate</b>	<b>Total Hours Billed</b>	<b>Total Compensation</b>
Schwalb, Efrem	LIT	1995	\$450.00	27.75	\$12,487.50
Weg, Steven	LIT	2008	\$450.00	9.167	\$4,125.00
Benschar, Tal	LIT	1997	\$450.00	30.25	\$13,612.50
Schwalb, Yitz	LIT	Legal Assistant	\$150.00	16.00	\$2,400.00
<b>Total:</b>				83.16	\$32,625.00

**EXPENSE SUMMARY FOR THE  
PERIOD FROM SEPTEMBER 1, 2022 THROUGH SEPTEMBER 30, 2022**

<b>EXPENSES</b>	<b>AMOUNTS</b>
Filing Fee	\$46.35
Document Processing and Production	\$430.05
Expert Invoice	12,327.50
<b>Total Expenses Requested:</b>	<b>\$12,803.90</b>

**NOTICE PARTIES**

**All Year Holdings Limited**

199 Lee Avenue, Suite 693,  
Brooklyn, New York 11121

Attn: Asaf Ravid, Chief Restructuring Officer,  
Ephraim Diamond, Associate Restructuring Officer

**Weil, Gotshal & Manges LLP**

767 Fifth Avenue  
New York, New York 10153

Attn: Gary T. Holtzer, Esq.  
Jacqueline Marcus, Esq.  
Matthew P. Goren, Esq.

**The Office of the United States Trustee  
for the Southern District of New York**

201 Varick Street, Suite 1006  
New York, New York 10014

Attn: Andrea B. Schwartz, Esq.  
Shara Cornell, Esq.

**Mishmeret Trust Company Ltd., as Trustee for the Noteholders**

Chapman and Cutler LLP

1270 Sixth Avenue

New York, New York 10020

Attn: Michael Friedman, Esq.  
Stephen R. Tetro II, Esq.  
Aaron Krieger, Esq.



500 Seventh Avenue, 8th Floor  
New York, New York 10018  
T: 646.553.1590  
EIN: 47-0977358

# Invoice

Date	9/30/2022
Invoice #	12622
Total	
Credits	
Balance Due	

## For Professional Services Rendered

Matter: 0001 Werner Litigation

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/1/2022	Y_S	assisting with table of authorities	1.00000	150.00	150.00
9/5/2022	ETS	emails and t/c w/ team re motion to amend (:15)	0.25000	450.00	112.50
9/6/2022	TBS	Review motion to amend to Second Amended Complaint; legal research for opposition	3.25000	450.00	1,462.50
9/7/2022	SAW	Research modification of mortgage as it relates to other liens. (0:50)	0.50000	450.00	225.00
9/7/2022	ETS	drafting pro rata cross motion (:20); emails w/ client re loan issue (:10); emails w/ plaintiff counsel re pending motion (:10)	0.66667	450.00	300.00
9/7/2022	TBS	Draft opposition to motion to further amend complaint; draft cross-motion to modify Notice of Pendency; review client emails re same	5.00000	450.00	2,250.00
9/7/2022	Y_S	assisting with collection of expert materials (3:45); emails and tcs w/ E Schwalb re same (:15)	4.00000	150.00	600.00
9/8/2022	ETS	revised opposition and motion papers (2:35); t/c's w/ Diamond re opposition and cross-motion (:15); emails w/ Weg and Benschar re papers (:10); filed papers (:15)	3.25000	450.00	1,462.50
9/8/2022	SAW	Edits to opposition and cross motion papers (:30), Discuss with E. Schwalb (:05).	0.58333	450.00	262.50
9/10/2022	Y_S	drafting all year interim fee application	3.00000	150.00	450.00
9/15/2022	SAW	Review of order and discuss next steps (0:15), review pre-motion letter (0:05).	0.33333	450.00	150.00
9/15/2022	ETS	emails and tcs w/ client re courts decision on motion to amend and re setting bond and bank call (:45); c/c w/ bank re lp (:30)	1.25000	450.00	562.50
9/15/2022	TBS	review Court decision on motion to amend complaint; draft letter to court re motion to dismiss Fourth Count and Notice of Pendency	1.50000	450.00	675.00
9/16/2022	ETS	revising and filing pre-motion letter to dismiss (1:00)	1.00000	450.00	450.00



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# Invoice

<b>Date</b>	9/30/2022
<b>Invoice #</b>	12622
<b>Total</b>	\$26,107.55
<b>Credits</b>	\$0.00
<b>Balance Due</b>	\$26,107.55

## For Professional Services Rendered

Matter: 0001 Werner Litigation

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/19/2022	ETS	revised, finalized and filed motion to dismiss second amended complaint papers (2:55); emails w/ Benschar and Weg re motion papers (:15); reviewed plaintiff reargument motion (:15); reviewed court decision (:05); email w/ Benschar re notice of appeal (:05); emails w/ client re Werner expert and research re expert (:15)	3.83333	450.00	1,725.00
9/19/2022	TBS	Draft motion to dismiss Second and Fourth Count of Second Amended Complaint and cancel Notice of Pendency	3.00000	450.00	1,350.00
9/19/2022	SAW	Review motion to reargue filed by plaintiff and comment (0:10); search emails and docket for plaintiff's response to dismissal of equitable claims (:10); edits to motion papers (:30).	0.83333	450.00	375.00
9/20/2022	ETS	emails w/ client re pending motions (:10); emails w/ Weg re notice of appeal (:05)	0.25000	450.00	112.50
9/21/2022	TBS	Draft Notice of Appeal re Order permitting Second Amended Complaint	0.75000	450.00	337.50
9/21/2022	SAW	Review notice of appeal and comment on revisions (:10).	0.16667	450.00	75.00
9/30/2022	ETS	t/c w/ partner counsel re case update (:20); emails w/ client re same (:10); emails w/ plaintiff counsel re expert scheduling (:05)	0.58333	450.00	262.50
	Reimb				
9/7/2022		Document processing and production		430.05	430.05
					0.00
9/23/2022		Expert invoice		*****	12327.50
		Total Reimbursable Expenses			12757.55



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# Invoice

<b>Date</b>	9/30/2022
<b>Invoice #</b>	12623
<b>Total</b>	\$1,800.00
<b>Credits</b>	\$0.00
<b>Balance Due</b>	\$1,800.00

## For Professional Services Rendered

Matter: 0005 65 Kent Ave LLC Foreclosure/Lien Lit

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/8/2022	ETS	reviewed decision (:05); t/c and emails w/ Weg re decision (:10); email w/ client re same (:05)	0.33333	450.00	150.00
9/8/2022	SAW	Forward receiver order to clients with comments (:10), discuss with E. Schwalb (:05), discuss with E. Diamond (:05).	0.33333	450.00	150.00
9/9/2022	SAW	Zoom call with clients (0:35)	0.58333	450.00	262.50
9/9/2022	ETS	conference call with client re next steps	0.33333	450.00	150.00
9/13/2022	SAW	Telephone with Mike Bonneville (0:05) and update to client (0:05).	0.16667	450.00	75.00
9/13/2022	ETS	emails and tc w/ cleint and weg re receiver issue	0.25000	450.00	112.50
9/16/2022	ETS	emails w/ client re case issues (:15); reviewed and analyzed pleadings and fact docs (:30)	0.75000	450.00	337.50
9/16/2022	SAW	Emails with clients regarding client (0:05), Review statements (0:05), telephone with plaintiff's counsel Dov Medinets (0:15), research on plaintiffs including review filings in federal court (0:15)	0.66667	450.00	300.00
9/19/2022	ETS	email w/ Weg re lien discussion	0.08333	450.00	37.50
9/21/2022	SAW	Emails/Telephone with Ephraim Diamond re: receiver's filings (0:15).	0.25000	450.00	112.50
9/28/2022	SAW	T/c and emails with M. Bonneville regarding discontinuance (:05) review of stipulations (0:05); emails with client (:05)	0.25000	450.00	112.50



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# Invoice

<b>Date</b>	9/30/2022
<b>Invoice #</b>	12624
<b>Total</b>	\$2,137.50
<b>Credits</b>	\$0.00
<b>Balance Due</b>	\$2,137.50

## For Professional Services Rendered

Matter: 0006 General matters

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/7/2022	ETS	revising status of litigations memo (1:15); emails and t/c w/ Y Schwalb re status of litigations (:40); emails w/ Weg re status of certain litigation (:05)	2.00	450.00	900.00
9/7/2022	Y_S	drafting chart of all year cases	4.50	150.00	675.00
9/19/2022	ETS	revising summary of case status report	1.00	450.00	450.00
9/20/2022	ETS	responded to client emails re summary case memo	0.25	450.00	112.50



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# Invoice

Date	9/30/2022
Invoice #	12625
Total	\$825.00
Credits	\$0.00
Balance Due	\$825.00

## For Professional Services Rendered

Matter: 0010 Good Light v. AYH LLC litigation

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/5/2022	ETS	reviewed pleadings (:10); reviewed and responded to emails w/ Diamond re new appearance and scheduling (:10)	0.33333	450.00	150.00
9/6/2022	ETS	emails re adjournment (:10); reviewed file (:10); drafted and filed notice of appearance (:25)	0.75000	450.00	337.50
9/7/2022	ETS	emails w/ the court and client re scheduling and adjournment	0.25000	450.00	112.50
9/15/2022	ETS	emails w/ court and client re scheduling	0.16667	450.00	75.00
9/20/2022	ETS	emails w/ client re good light status	0.16667	450.00	75.00
9/23/2022	ETS	reviewed docket and reassignment (:05); email re reassignment (:05)	0.16667	450.00	75.00





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# Invoice

Date	9/30/2022
Invoice #	12626
Total	\$1,125.00
Credits	\$0.00
Balance Due	\$1,125.00

## For Professional Services Rendered

Matter: 0013 William Vale

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/2/2022	ETS	reviewed latest complaint (:15); t/c w/ Goldman counsel (:10); emails re complaint and status (:05)	0.50	450.00	225.00
9/14/2022	ETS	t/c's w/ Diamond re case issues (:15); analyzing dispute (:30); t/c and emails w/ Benschar re dispute (:20); t/c w/ real estate counsel re dispute (:25)	1.50	450.00	675.00
9/28/2022	ETS	reviewing and analyzing goldman weiss papers (:20); emails and tc re case assessment (:10)	0.50	450.00	225.00



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# Invoice

Date	9/30/2022
Invoice #	12627
Total	\$225.00
Credits	\$0.00
Balance Due	\$225.00

## For Professional Services Rendered

Matter: 0022 Ralph FNMA forbearance

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/21/2022	ETS	analyzing foreclosure issues (:30)	0.50	450.00	225.00



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# Invoice

Date	9/30/2022
Invoice #	12628
Total	\$5,633.85
Credits	\$0.00
Balance Due	\$5,633.85

## For Professional Services Rendered

Matter: 0023 Knickerbocker adv. Ehrenreich Lit.

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/21/2022	ETS	reviewed and analyzed papers (:20); t/c w/ Benschar re papers (:05); email w/ plaintiff counsel re adjournment (:05)	0.50000	450.00	225.00
9/21/2022	TBS	Review opposition to motion to dismiss	0.75000	450.00	337.50
9/23/2022	ETS	emails w/ court and client and plaintiff counsel re scheduling and reply papers (:15)	0.25000	450.00	112.50
9/28/2022	TBS	Draft Reply on motion to dismiss; related legal research	6.50000	450.00	2,925.00
9/28/2022	ETS	revising reply papers (:55); email w/ court re return date (:05)	1.00000	450.00	450.00
9/29/2022	SAW	Edit reply papers (2:25).	2.41667	450.00	1,087.50
9/29/2022	ETS	reviewed changes and revised brief	1.00000	450.00	450.00
8/18/2022		filing fee		46.35	46.35



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EIN: 47-0977358

# Invoice

Date	9/30/2022
Invoice #	12629
Total	\$75.00
Credits	\$0.00
Balance Due	\$75.00

## For Professional Services Rendered

Matter: 0024 BVI Loans to Others

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/14/2022	SAW	Emails with clients regarding statute of limitations (0:10).	0.16667	450.00	75.00



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All Year Holdings

# Invoice

Date	9/30/2022
Invoice #	12630
Total	\$4,350.00
Credits	\$0.00
Balance Due	\$4,350.00

## For Professional Services Rendered

Matter: 0025 268 Metropolitan adv. Bistritzky Lit

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/1/2022	ETS	revised motion to dismiss (:45)	0.75000	450.00	337.50
9/1/2022	TBS	Revise motion to dismiss Amended Complaint	1.50000	450.00	675.00
9/9/2022	ETS	revised motion to dismiss papers (2:15); filed motion to dismiss papers (:15)	2.50000	450.00	1,125.00
9/9/2022	SAW	Edits to memorandum in opposition and fix tables (:40)	0.66667	450.00	300.00
9/14/2022	TBS	Review PI motion and draft opposition papers; related legal research	4.25000	450.00	1,912.50



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# Invoice

Date	9/30/2022
Invoice #	12631
Total	\$525.00
Credits	\$0.00
Balance Due	\$525.00

## For Professional Services Rendered

Matter: 0026 Interim Fee Application

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/11/2022	Y_S	drafting all year interim fee application	1.50	150.00	225.00
9/12/2022	Y_S	revising draft application	1.00	150.00	150.00
9/13/2022	Y_S	revising draft application	1.00	150.00	150.00



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# Invoice

Date	9/30/2022
Invoice #	12632
Total	\$2,212.50
Credits	\$0.00
Balance Due	\$2,212.50

## For Professional Services Rendered

Matter: 0027 194 Ralph Foreclosure

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/1/2022	ETS	emails w/ lender counsel re case issues (:10); reviewed stipulation (:05)	0.25000	450.00	112.50
9/6/2022	ETS	emails and t/c w/ partner counsel; emails re service	0.33333	450.00	150.00
9/14/2022	ETS	emails w/ plaintiff counsel and client re service issues	0.25000	450.00	112.50
9/19/2022	TBS	Review pleadings	0.50000	450.00	225.00
9/21/2022	TBS	Review possible defenses to foreclosure action; legal research re same	3.25000	450.00	1,462.50
9/21/2022	SAW	Discuss strategy issues with E. Schwalb (:10), review research by T. Benshar (:10).	0.33333	450.00	150.00



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# Invoice

Date	9/30/2022
Invoice #	12633
Total	\$412.50
Credits	\$0.00
Balance Due	\$412.50

## For Professional Services Rendered

Matter: 0029 360 Decatur adv MacShack lease dispu

Client: 1525

<u>Date</u>	<u>Name</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
9/12/2022	SAW	Draft Answer with notice of deposition (:45); confirm with Leah K (:10)	0.91667	450.00	412.50



Pg 17 of 20  
 D'Agostino, Levine, Landesman,  
 Lederman, Rivera & Miraglia, LLP  
 9 East 40th Street, 5th Floor  
 New York, NY 10016  
 212-564-9800  
 F 212-564-9802

September 23, 2022

Koffsky Schwalb LLC  
 500 Seventh Avenue  
 8th Floor  
 New York, NY 10018  
 Att: Efrem Schwalb eschwalb@koffskyschwalb.com

Inv 31247  
 No.

Please note that wires are our preferred method of payment. As of May 20, 2022, our new mailing address is: 9 East 40th St., 5th Floor, New York, NY 10016. Thank you.

Professional services rendered during  
 the period of August 2022

## Professional services

			<u>Hours</u>	<u>Amount</u>
	<u>Expert Testimony</u>			
8/1/2022	BHL Review docs and work on expert statement (Weekend and monday)		10.00	6,500.00
8/4/2022	BHL Work on expert statement		4.00	2,600.00
8/8/2022	WW Review draft expert report. Exchange correspondence with Bruce Lederman		1.10	357.50
	SUBTOTAL:	[	15.10	9,457.50]
	For professional services rendered		15.10	\$9,457.50
	Previous balance			\$12,870.00
9/23/2022	Payment - thank you. Check No. Wire			(\$10,000.00)
	Total payments and adjustments			(\$10,000.00)

Koffsky Schwalb LLC

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Amount

Balance due

\$12,327.50

D'Agostino, Levine, Landesman,  
 Lederman, Rivera & Miraglia, LLP  
 9 East 40th Street, 5th Floor  
 New York, NY 10016  
 212-564-9800  
 F 212-564-9802

August 16, 2022

Koffsky Schwalb LLC  
 500 Seventh Avenue  
 8th Floor  
 New York, NY 10018  
 Att: Efrem Schwalb eschwalb@koffskyschwalb.com

Inv 30911  
 No.

Please note that wires are our preferred method of payment. As of May 20, 2022, our new mailing address is: 9 East 40th St., 5th Floor, New York, NY 10016. Thank you.

Professional services rendered during  
 the period of July 2022

Professional services

	<u>Hours</u>	<u>Amount</u>
<u>Expert Testimony</u>		
7/1/2022 BHL Tele with Efrem re issues; initial review	1.50	975.00
7/5/2022 BHL Follow up	1.00	650.00
7/7/2022 BHL Review and anaysis	4.50	2,925.00
7/13/2022 BHL Tele with Efrem	0.60	390.00
7/29/2022 BHL Coord with Efrem	0.70	455.00
7/30/2022 BHL Read all depositions and work on statement	6.50	4,225.00
7/31/2022 BHL Work on statement	5.00	3,250.00
 SUBTOTAL:	 [ 19.80	 12,870.00]

Koffsky Schwalb LLC

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	<u>Hours</u>	<u>Amount</u>
For professional services rendered	19.80	\$12,870.00
Balance due		<u>\$12,870.00</u>